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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 JERRY LEE BROWN,
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13 Petitioner,
14 v.
15 BRIAN BIRKHOLZ, Warden,
16 Respondent.

Case No. 2:22-cv-06701-FWS-AFM

**ORDER ACCEPTING FINDINGS
AND RECOMMENDATIONS OF
UNITED STATES MAGISTRATE
JUDGE**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of
18 Habeas Corpus, records on file and the Report and Recommendation of United States
19 Magistrate Judge. The time for filing Objections to the Report and Recommendation
20 has passed, and Objections have not been received. The Court accepts the findings
21 and recommendations of the Magistrate Judge.

22 IT THEREFORE IS ORDERED that Judgment be entered (1) granting
23 Respondent's Motion to Dismiss; and (2) denying the Petition without prejudice for
24 lack of jurisdiction.

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26 DATED: April 24, 2023



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28 **HON. FRED W. SLAUGHTER**
UNITED STATES DISTRICT JUDGE